



Applicati n. N .: Restricti n Requirement of:

09/935,027  
June 17, 2003

MTS-3270US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 09/935,027  
Applicant: Mikihiro Shimada  
Filed: August 22, 2001  
Title: OPTICAL ELEMENT AND  
METHOD OF FABRICATION THEREOF

TC/A.U.: 2872  
Examiner: Euncha P. Cherry  
Confirmation No.: 9204  
Docket No.: MTS-3270US

#8  
*[Signature]*  
7/30/03

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner of Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Restriction Requirement dated **June 17, 2003**, Applicants elect to prosecute Species 1 (claims 1, 2, 10 and 17) without traverse.

Respectfully submitted,

*[Signature]*  
Allan Rafter, Reg. No. 19,717  
Attorney for Applicants

AR/fp

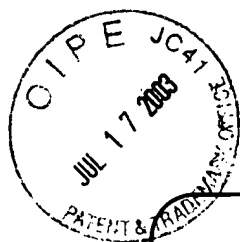
Dated: July 15, 2003

Suite 301, One Westlakes, Berwyn  
P.O. Box 980  
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(610) 407-0700

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PTO/SB/21 (AW)(03-03)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	<b>09/935,027</b>
	Filing Date	<b>August 22, 2001</b>
	First Named Inventor	<b>M. Shimada et al.</b>
	Art Unit	<b>2872</b>
	Examiner Name	<b>Euncha P. Cherry</b>
Total Number of Pages in This Submission <b>2</b>	Attorney Docket No.	<b>MTS-3270US</b>

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> INFORMATION DISCLOSURE STATEMENT  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Response to Restriction Requirement</b>
<b>Remarks:</b>		
<div style="text-align: right;">RECEIVED JUL 22 2003 TECHNOLOGY CENTER 2800</div>		
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual	<b>Allan Ratner</b>	
Signature		
Date	<b>July 15, 2003</b>	

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Name (Print/Type)	<b>Allan Ratner</b>	Registration No. (Attorney/Agent)	<b>19,717</b>
Signature		Date	<b>July 15, 2003</b>

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